



This writ petition originally filed before the Calcutta High Court has come to this Court on transfer. The order transferring the case from the High Court to this Court reads as under:-

"Since the identical matters are being heard by this Court on the question of validity of Section 13 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, we direct that WP No.2222 of 2002 titled as Pressman Estates and Investments Limited and Anr. vs. Union of India & Ors. Pending before the High Court of Calcutta, shall stand transferred to this Court.

The transfer petition is allowed accordingly."

The issue of constitutional validity of Section 13 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, has since been settled by a three-Judge bench decision of this Court in Mardia Chemicals Ltd. & Ors. vs. Union of India (2004) 4 SCC 311.

Section 13 of the Act is held to be constitutionally valid.

In light of the decision in Mardia Chemicals the writ petition must be dismissed. It is dismissed.

The transferred case is disposed of in the above terms.

.....J.  
(AFTAB ALAM)

.....J.  
(R.M. LODHA)

New Delhi;  
July 22, 2010.